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* Admitted in NY only
** Passed the Patent Bar Examination



August 16, 2001

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

Re: U.S. Patent Application Serial No. 09/828,456
Applicants: Stuart B. Levy, et al
Filed: April 6, 2001
Title: *NOVEL BLR MOLECULES AFFECTING ANTIBIOTIC SUSCEPTIBILITY*
Attorney Docket No.: PKZ-030

Dear Sir:

I enclose herewith for filing in the above-identified application the following:

1. Response to Notice To File Missing Parts of Application;
2. Request for One-Month Extension of Time;
3. Two Executed Declarations, Petitions and Powers of Attorney;
4. Copy of Notice to File Missing Parts of Nonprovisional Application; and
5. Checks for \$1,073.00 (missing parts) and \$55.00 (extension).

Please charge any necessary fees to our Deposit Account No. 12-0080. The undersigned requests any extensions of time necessary to respond. A duplicate of this sheet is enclosed.

I hereby certify that this correspondence is deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Box Missing Parts, Washington, DC 20231 on:

August 16, 2001

Date


Megan E. Williams (Reg. No. 43,270)

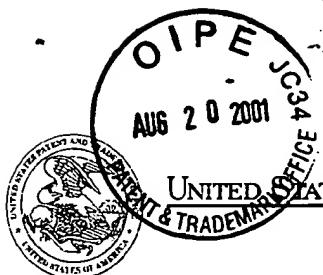
Respectfully submitted,

LAHIVE & COCKFIELD, LLP



Megan E. Williams
Reg. No. 43,270

MEW/hfm
Enclosures



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/828,456	04/06/2001	Stuart B. Levy	PKZ-030

CONFIRMATION NO. 6918

000959
 LAHIVE & COCKFIELD
 28 STATE STREET
 BOSTON, MA 02109

FORMALITIES LETTER



OC000000006080426

Date Mailed: 05/16/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/22/2001 BABRAHA1 00000037 09828456

FILED UNDER 37 CFR 1.53(b)

01 FC:201	355.00	OP
02 FC:203	198.00	OP
03 FC:202	320.00	OP
04 FC:204	135.00	OP
05 FC:205	65.00	OP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$653.
 - \$198 for 22 total claims over 20.
 - \$320 for 8 independent claims over 3 .
 - \$135 for multiple dependent claim surcharge.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1073.**

*A copy of this notice **MUST** be returned with the reply.*

A handwritten signature in black ink, appearing to read "Levy".

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



HF

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re: U.S. Patent Application Serial No. 09/828,456
Applicants: Stuart B. Levy, et al
Filed: April 6, 2001
Title: *NOVEL BLR MOLECULES
AFFECTING ANTIBIOTIC SUSCEPTIBILITY*
Attorney Docket No.: PKZ-030

Group Art Unit: 1646

Examiner: Not Yet Assigned

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Commissioner for Patents
Washington, D.C. 20231

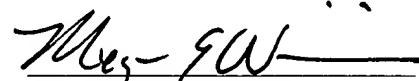
Certificate of First Class Mailing (37 CFR 1.8(a))

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: BOX MISSING PARTS, Commissioner for Patents, Washington, D.C. 20231 on the date set forth below.

August 16, 2001

Date of Signature and of Mail Deposit

By:


Megan E. Williams, Ph.D.
Reg. No. 43,270

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NON-PROVISIONAL APPLICATION**

Dear Sir:

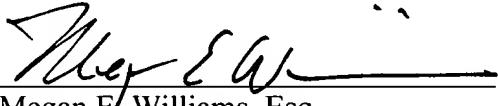
Responsive to the Notice to File Missing Parts of Non-Provisional Application dated May 16, 2001, Applicants' attorney submits herewith two (2) executed Declarations, Petitions and Powers of Attorney for the above-identified patent application. A check in the amount of \$1073.00 is enclosed to cover the total amount owed by Applicant, including \$65.00 surcharge, \$355.00 basic filing fee, \$198.00 additional claim fee, \$320.00 for independent claims over 3 and \$135.00 multiple

dependant claim surcharge, based on small entity status. A copy of the Formalities Letter is also enclosed.

The Commissioner is hereby authorized to charge payment of any fees under 37 C.F.R. 1.16 and 1.17 during the pendency of this application or credit any overpayment to Deposit Account No. 12-0080.

Please charge any underpayments or credit any overpayments associated with this communication to our Deposit Account No. 12-0080. A duplicate of this letter is enclosed.

Respectfully submitted,



Megan E. Williams
Megan E. Williams, Esq.
Registration No. 43,270
Attorney for Applicants

LAHIVE & COCKFIELD, LLP
28 State Street
Boston, MA 02109
Tel. (617) 227-7400

Dated: August 16, 2001